

Revised Civil Statutes of 1895, as amended by the Twenty-fifth Legislature, and providing for the taking of the scholastic census biennially."

Read first time, and referred to Committee on Education.

By Senator Johnson:

Senate Concurrent Resolution No. 9, Condemning pension claim agents, and reciting that they are entirely unnecessary with the present simple system of distributing Confederate pensions, and endorsing the Comptroller in refusing to deliver pensions to such agents.

Read first time, and referred to Committee on Treasurer and Comptroller Departments.

#### SIMPLE RESOLUTION.

Senator Johnson offered the following resolution:

Resolved, That the President Pro Tem. of the Senate appoint a committee of five members to visit, as early as possible, the Sam Houston Normal Institute, the Agricultural and Mechanical College, the Prairie View and the State Orphan Home.

Resolved, That the committee shall report in writing to the Senate the conditions of said institutions. The actual necessary expenses of said committee shall be paid out of the appropriation of the contingent expenses of the Legislature.

Resolution was read second time, and adopted.

#### SPECIAL COMMITTEES NAMED.

The Chair (President Pro Tem. Miller) announced the following special committees as provided for by the resolutions of Senators Neal and Johnson:

Committee to visit the Penitentiaries—Senators Neal, Stafford, Odell, Turner and Davidson of DeWitt.

Committee to visit Sam Houston Normal, the Agricultural and Mechanical College, etc.—Senators Johnson, Paulus, Swann, James and Wilson.

#### ADJOURNMENT.

The Senate, at 5 o'clock p. m., on motion of Senator Potter, adjourned until 10 o'clock a. m. tomorrow.

#### THIRTY-SECOND DAY.

Senate Chamber,  
Austin, Tex., Thursday, Feb. 28, 1901.  
Senate met pursuant to adjournment. President Pro Tem. Miller in the chair.

Roll called. Quorum present, the following Senators answering to their names:

#### Present—21.

Beaty.	Neal.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Goss.	Swann.
Harris of Bexar.	Turner.
James.	Turney.
Johnson.	Wayland.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
Miller.	

#### Absent—6.

Dibrell.	Odell.
Harris of Hunt.	Sebastian.
McGee.	Yett.

#### Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday,

On motion of Senator Wilson, the same was dispensed with.

#### PETITIONS AND MEMORIALS.

The Chair (President Pro Tem. Miller) here laid before the Senate the following:

STATE OF TEXAS,  
DEPARTMENT OF STATE.

Austin, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

DEAR SIR: I have the honor to hand you herewith a certified copy of House Joint Resolution No. 4 of the Legislature of Oregon, which has been sent to this office with request to present same to the Legislature of Texas, in order that the Texas Legislature may take such action in the premises as they shall deem fit.

Respectfully yours,  
JOHN G. TOD,  
Secretary of State.

Enclosure.

STATE OF OREGON—TWENTY-FIRST LEGISLATIVE ASSEMBLY.

HOUSE JOINT RESOLUTION No. 4.

Whereas, Under the present method of the election of United States Senators by the Legislatures of the several States, protracted contests frequently result in no election at all, and in all cases interfering with needed State legislation; and,

Whereas, Oregon, in common with

many of the other States, has asked Congress to adopt an amendment to the Constitution of the United States providing for the election of United States Senators by direct vote of the people, and said amendment has passed the House of Representatives on several occasions, but the Senate of the United States has continually refused to adopt said amendment; therefore, be it

Resolved by the House of Representatives of the State of Oregon, the Senate concurring: That the Congress of the United States is hereby asked and urgently requested to call a constitutional convention for proposing amendments to the Constitution of the United States, as provided in Article V of the said Constitution of the United States.

Resolved, That we hereby ask and urgently request that the legislative assembly of each of the other States in the Union unite with us in asking and urgently requesting the Congress of the United States to call a constitutional convention for the purpose of proposing amendments to the Constitution of the United States.

Resolved, That the Secretary of State be and he is hereby authorized and directed to send a certified copy of this joint resolution to the President of the United States Senate, the Speaker of the House of Representatives of the United States, and to the legislative assembly of each and every of the other States of the Union.

Adopted by the House January 23, 1901.

L. B. REEDER,  
Speaker of the House.

Concurred in by the Senate January 25, 1901.

C. W. FULTON,  
President of the Senate.

(Endorsed.)

House Joint Resolution No. 4.

A. C. JENNINGS,  
Chief Clerk.

Filed January 30, 1901.

F. I. DUNBAR,  
Secretary of State.

UNITED STATES OF AMERICA.  
STATE OF OREGON,  
OFFICE OF THE SECRETARY OF STATE.

I, F. I. Dunbar, do hereby certify that I am the Secretary of State of the State of Oregon, and custodian of the seal of said State; that the foregoing transcript of House Joint Resolution No. 4, filed in the office of the Secretary of State of the State of Oregon, January 30, 1901, has been by me compared with the original copy of the said House Joint

Resolution No. 4, now on file in this office, and that it is a true and correct transcript thereof, and the whole of said original House Joint Resolution No. 4.

In testimony whereof, I have hereunto set my hand and affixed hereto the seal of the State of Oregon. Done at the capitol, at Salem, Oregon, this thirty-first day of January, A. D. 1901.

F. I. DUNBAR,  
Secretary of State.

Read, and referred to Committee on Constitutional Amendments.

#### BILLS AND RESOLUTIONS.

By Seantor Paulus:

Senate bill No. 230, A bill to be entitled "An Act revoking the permission heretofore granted on the 31st day of May, 1900, to the Waters-Pierce Oil Company to do business in this State and directing the Secretary of State to cancel the permit issued to said company on said date in accordance with the provisions of this act."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Turney:

Senate bill No. 231, A bill to be entitled "An Act to reorganize the Thirty-sixth and Thirty-eighth Judicial Districts of Texas, and to fix the time of holding the courts therein."

Read first time, and referred to Committee on Judicial Districts.

The Chair (President Pro Tem. Miller) here declared the morning call concluded.

#### SENATE BILL NO. 181—SPECIAL ORDER—ON SECOND READING.

The Chair (President Pro Tem. Miller) laid before the Senate, on its second reading, the special order of business,

Senate bill No. 181, A bill to be entitled "An Act to ascertain and adjudicate, by suit against or by the State, certain claims against or in favor of the State for land lying between the Nueces and the Rio Grande rivers; to adjust and settle the rights of the State and the owners or claimants thereof, respectively, of such lands, and if found valid to confirm, as against the State, the right and title of such claimants or owners, and patent the same, or the recovery thereof by the State."

#### SENATE BILL NO. 130—SENATE REFUSED TO TAKE UP.

Senator Davidson of DeWitt moved to

suspend the special order of business (Senate bill No. 181) and take up

Senate bill No. 130, A bill to be entitled "An Act to recognize the right of and permit married women, either separately or in connection with any other person, to act as executrix, or independent executrix or trustee, or donee of any lawful powers under any valid last will and testament, or as administratrix, and to act as such without the consent, joinder or assistance of their husbands, and to make valid and admit to record upon her acknowledgment in form as though she were a single woman, such instruments, so executed by her in such fiduciary characters, as the law authorizes or requires to be recorded."

#### SENATE BILL NO. 181—SPECIAL ORDER—ON SECOND READING.

The Senate refused to suspend the special order of business and proceeded with consideration thereof (Senate bill No. 181).

(Senator Stafford in the chair.)

Bill was read second time, and

Senator Staples offered the following amendment:

"Amend in line 15, page 5, by striking out the words 'without the intervention of a jury.'"

(President Pro Tem. Miller in the chair.)

Amendment was read, and adopted by the following vote:

Yeas—11.

Beaty.	Lloyd.
Davidson of	Neal.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
James.	Wayland.
Lipscomb.	

Nays—10.

Goss.	Swann.
Harris of Bexar.	Turner.
Johnson.	Turney.
Miller.	Wheeler.
Paulus.	Wilson.

Absent.

Dibrell.	Odell.
Harris of Hunt.	Sebastian.
McGee.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

#### FIRST HOUSE MESSAGE.

The following first House message was delivered to the Senate:

Hall of the House of Representatives,  
Austin, Texas, February 28, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: I am directed by the House to inform the Senate that the House has passed the following resolution:

House Concurrent Resolution No. 17, Relating to the death of Hon. A. T. Gay, a member of the House, and asking that a committee be appointed to take charge of his body and convey it to its final resting place.

The House has appointed the following members on said committee: Messrs. Bullock, Grisham and Strother.

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

#### HOUSE CONCURRENT RESOLUTION NO. 17—IN THE SENATE.

The Chair (President Pro Tem. Miller) here laid before the Senate House Concurrent Resolution No. 17, reported in the foregoing first House message.

Resolution was read, and unanimously adopted by a rising vote.

#### HOUSE CONCURRENT RESOLUTION NO. 17—SENATE COMMITTEE APPOINTED.

The Chair (President Pro Tem. Miller) here appointed to act on the part of the Senate, in compliance with the foregoing resolution, Senators Goss and Swann.

#### SENATE CONCURRENT RESOLUTION NO. 10.

✓ Senator Wilson offered, for Senator Miller, the following Senate Concurrent Resolution No. 10:

Whereas, The State of Texas, at present, has no State flower; and,

Whereas, The National Society of Colonial Dames of America, Texas, have requested of the Legislature that it adopt the *lu penius subcarnosus* (generally known as buffalo clover or blue bonnet) as the State flower; therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the *lu penius subcarnosus* (generally known as buffalo clover or blue bonnet) be and the same is hereby declared to be the State flower.

Read second time, and adopted.

Senator Johnson moved to reconsider the vote by which the resolution was adopted and lay that motion on the table.

Motion to table prevailed.

## SENATE BILL NO. 181—PENDING BUSINESS.

Action recurring on engrossment of Senate bill No. 181—pending business—the same was ordered by the following vote:

Yeas—18.

Beaty.	Paulus.
Davidson of	Stafford.
Galveston.	Staples.
Goss.	Swann.
Harris of Bexar.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal,	

Nays—3.

Davidson of	James.
DeWitt.	Potter.

Absent.

Dibrell.	Odell.
Harris of Hunt.	Sebastian.
McGee.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Turner moved to reconsider the vote by which the bill was ordered engrossed and lay that motion on the table.

Motion to table prevailed.

## SENATE BILL NO. 65—REGULAR ORDER.

The Chair (President Pro Tem. Miller) here laid before the Senate, the regular order of business,

Senate bill No. 65, A bill to be entitled "An Act to amend Chapter 62, of the Acts of the Regular Session of the Twenty-fifth Legislature, being 'An Act to amend Article 838, Chapter 6, Title XVII, of the Penal Code of the State of Texas, defining the crime of burglary.'"

## SENATE BILL NO. 77—ON THIRD READING.

On motion of Senator Staples, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 77, A bill to be entitled "An Act providing for the protection of laboring men, and prescribing a penalty for a breach thereof."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its third reading.

Bill was read third time, and passed.

## SENATE BILL NO. 120—ON SECOND READING.

On motion of Senator Wheeler, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

• Senate bill No. 120, A bill to be entitled "An Act to fix the fees of clerks of the county court for filing and registering chattel mortgages, and for entering sat-such lands, and if found valid to con-patent the same, or the recovery thereof isfaction of same, and to repeal all laws and parts of laws in conflict therewith."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading.

Bill was read second time, and ordered engrossed.

Senator Wheeler moved to suspend the constitutional rule requiring bills to be read on three several days, and the roll call developed no quorum voting, the following Senators answering to their names:

Yeas—19.

Beaty.	Neal.
Davidson of	Odell.
DeWitt.	Paulus.
Davidson of	Potter.
Galveston.	Stafford.
Harris of Bexar.	Swann.
James.	Turney.
Johnson.	Wayland.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
Miller.	

Absent.

Dibrell.	Sebastian.
Goss.	Staples.
Harris of Hunt.	Turner.
McGee.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Wheeler moved a call of the Senate for the purpose of securing a quorum, which call being duly seconded, the roll was called, the following Senators answering to their names:

Present—19.

Davidson of	Odell.
DeWitt.	Paulus.
Davidson of	Potter.
Galveston.	Stafford.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

## Absent—8.

Beaty.	McGee.
Dibrell.	Sebastian.
Goss.	Staples.
Harris of Hunt.	Yett.

## Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Beaty was announced.  
 Senator Staples was announced, and  
 A quorum was announced present.

SENATE BILL NO. 120—SUSPENSION  
OF CONSTITUTIONAL RULE.

The Senate proceeded with the suspension of the constitutional rule on Senate bill No. 120.

Rule was suspended by the following vote:

## Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

## Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

## Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Bill was then read third time, and passed by the following vote:

## Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

## Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

## Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Wheeler moved to reconsider the vote by which the bill was passed and lay that motion on the table.

Motion to table prevailed.

## SIMPLE RESOLUTION.

Senator Harris of Bexar offered the following resolution:

Resolved, That the President Pro Tem. of the Senate appoint a committee of five members to visit, as soon as possible, the Southwestern Insane Asylum at San Antonio, Texas, the Insane Asylum at Terrell, and the Insane Asylum at Austin, and to report to the Senate in writing as to the conditions and needs of said asylums.

Resolved further, That the actual necessary expenses of said committee shall be paid out of the appropriation of the contingent expenses of the Legislature.

Resolution was read second time, and adopted.

SENATE BILL NO. 130—ON SECOND  
READING.

On motion of Senator Davidson of DeWitt, pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 130 (see caption after conclusion of morning call above).

The Chair (President Pro Tem. Miller) laid the bill before the Senate, on its second reading.

Bill was read second time; and ordered engrossed.

On motion of Senator Davidson of DeWitt, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

## Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

## Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

## Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Bill was read third time, and passed by the following vote:

Yeas—21.

Beaty.	Odell.
Davidson of DeWitt.	Paulus.
Davidson of Galveston.	Potter.
Harris of Bexar.	Stafford.
James.	Staples.
Johnson.	Swann.
Lipscomb.	Turner.
Lloyd.	Turney.
Miller.	Wayland.
Neal.	Wheeler.
	Wilson.

Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Davidson of DeWitt moved to reconsider the vote by which the bill was passed and lay that motion on the table. Motion to table prevailed.

#### COMMITTEE REPORTS.

(By unanimous consent).

The following committee reports were made to the Senate:

Committee Room,

Austin, Texas, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 105, being a bill to be entitled "An Act to amend Section 4, of Chapter 7, of the Act passed by the Called Session of the Twenty-sixth Legislature, approved February 21, 1900, so as to provide that school trustees in independent school districts not in a city or town having an assessor and collector shall elect from the members of the board an assessor and collector of taxes; and to prescribe his powers and duties, and the duties of the board with reference to the collection of taxes; also for the organization of the board and the election of officers,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,

Austin, Texas, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 93, being a bill to be entitled "An Act to amend Article 2313, of Chapter 4, Title XL, of the Revised Civil Statutes of the State of Texas, 1895, as amended by an Act of the Twenty-fifth Legislature of the State of Texas, relating to the introduction of certain abstracts of title in evidence,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,

Austin, Texas, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Substitute Senate bills Nos. 113 and 115, being bills to be entitled "An Act to fix the salaries of the superintendents and assistant physicians of the several insane asylums of this State, the superintendent of the Orphan's Home, and to repeal all laws in conflict with this act,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,

Austin, Texas, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 189, being a bill to be entitled "An Act to amend Article 2958 (2842), Title LV, Chapter 1, Revised Civil Statutes, 1895, of the State of Texas, relating to marriage licenses,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,

Austin, Texas, February 27, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 96, being a bill to be entitled "An Act to amend Article 4608, Title XCVI, Chapter 1, of the Revised Statutes of Texas, relating to the indices of the records of deeds and deeds of trust and conveyances,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,  
Austin, Texas, February 27, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 153, being a bill to be entitled "An Act authorizing owners of land to drain the same in the general course of natural drainage, and exempting them from liability for any damage occasioned by such drainage, and declaring an emergency,"

And find the same correctly engrossed.  
BEATY, Chairman.

Committee Room,  
Austin, Texas, February 27, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 184, being a bill to be entitled "An Act to authorize the Gulf, Beaumont & Kansas City Railway Company to purchase, own and operate the railroad, including all the property, property rights, franchises and appurtenances of the Gulf, Beaumont & Great Northern Railway Company now existing or that may hereafter be built or acquired by the Gulf, Beaumont & Great Northern Railway Company, and to authorize the Gulf, Beaumont & Kansas City Railway Company, in the name of the Gulf, Beaumont & Great Northern Railway Company, to issue bonds and to secure the same by mortgage upon the railway property, property rights and franchises of the Gulf, Beaumont & Great Northern Railway Company, under orders of the Railroad Commission of Texas, and to enable the said corporation, the Gulf, Beaumont & Great Northern Railway Company, to construct its proposed line of railway as provided in its charter, and for said purpose to raise money through the issuance of stock and bonds, under the direction of the Railroad Commission, or to authorize the Gulf, Beaumont & Kansas City Railway Company to lease the railroad and all other property of the Gulf, Beaumont & Great Northern Railway Company, and to provide for exchange of bonds of the Gulf, Beaumont & Kansas City Railway Company for bonds of the Gulf, Beaumont & Great Northern Railway Company,"

And find the same correctly engrossed.  
BEATY, Chairman.

Committee Room,  
Austin, Texas, February 28, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 231, being a bill to be entitled "An Act to reorganize the Thirty-sixth and Thirty-eighth Judicial Districts of Texas, and to fix the time of holding the court therein,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*, but be not printed.

SWANN, Chairman.

Committee Room,  
Austin, Texas, February 28, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 229, being a bill to be entitled "An Act to amend Article 3964, of the Revised Civil Statutes of 1895, as amended by the Twenty-fifth Legislature, and providing for the taking of the scholastic census biennially,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

#### SPECIAL COMMITTEE NAMED.

The Chair (President Pro Tem. Miller) here announced the appointment of the following committee to visit the State Lunatic Asylum: Senators Harris of Bexar, Wayland, Lloyd, Lipscomb, Staples.

(Senator Davidson of DeWitt in the chair.)

#### SENATE BILL NO. 82—ACTION MAKING SPECIAL ORDER—RE-CONSIDERED.

Senator Wilson moved to reconsider the vote by which the Senate on yesterday made special order for Friday, March 1st,

Senate bill No. 82, A bill to be entitled "An Act to amend Section 2, of Article 3974, of the Revised Civil Statutes of the State of Texas, relating to the issuance of first grade teachers' certificates."

Motion to reconsider prevailed, and

Action recurring on the motion of Senator Wilson to make the bill a special order for March 1st, the same was withdrawn.

SENATE BILL NO. 82—ON THIRD  
READING.

On further motion of Senator Wilson, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 82 (see caption above).

The Chair (Senator Davidson of DeWitt) then laid the bill before the Senate, on its third reading.

Bill was read third time.

(President Pro Tem. Miller in the chair.)

Question being on the adoption of the following substitute offered by Senator Goss:

"Strike out all after the word 'seventy-five,' in lines 20 and 21, down to and including the word 'good,' in line 23,"

For the following amendment offered by Senator Savage:

"Add to Subdivision (2): 'Provided, that if said teacher shall give a reasonable excuse to county superintendent for not attending county institutes this act shall not be construed to cancel said permanent certificate.'"

(See Journal February 13, page 231.)

Action recurring on the substitute for the amendment, the same was read, and adopted.

The amendment as substituted was then read, and adopted, and

The bill was passed.

Senator Wilson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

Motion to table prevailed.

SENATE BILL NO. 140—ON SECOND  
READING.

On motion of Senator Davidson of Galveston, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 140, A bill to be entitled "An Act to amend Articles 529, 529e and 529g; and repealing Article 529l, of Chapter 56, of the General Laws of the State of Texas of 1899; and adding Articles 529v and 529w to Chapter 5, Title XIII, of the Revised Penal Code of the State of Texas of 1895; and amending Article 529s, of Chapter 98, of the General Laws of the State of Texas of 1897, relating to the offenses for the protection of fish, birds, game, etc., and repealing all laws in conflict herewith."

The Chair (President Pro Tem. Miller) laid the bill before the Senate, on its second reading.

Bill was read second time, and

Senator Davidson of Galveston offered the following amendment:

"Strike out the word 'wherefore,' in line 27, page 5, and after the word 'act,' in said line 27, add the words 'creates an emergency and'; and in line 28 strike out the word 'and,' in line 30, page 5, add the words 'the said rule is therefore suspended and this act shall take' and strike out the words 'it take' in line 30, of page 5."

Amendment was read, and adopted, and

The bill was then ordered engrossed.

On motion of Senator Davidson of Galveston, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Bill was read third time, and passed by the following vote:

Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.



Senator Davidson of Galveston moved to reconsider the vote by which the bill was passed and lay that motion on the table.

Motion to table prevailed.

#### SENATE BILL NO. 117—ON SECOND READING.

On motion of Senator Wayland, the pending business (Senate bill No. 65) was suspended and the Senate took up, out of its order,

Senate bill No. 117, A bill to be entitled "An Act to provide for the punishment of any one guilty of kidnapping or carrying away any child or other person."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, with the following committee amendment:

"Amend by striking out of Section 1 the words 'State prison for such a length of time as the cruelties of the case may demand,' and insert in lieu thereof the words 'penitentiary for any number of years not less than ten.'"

Bill was read second time, and the committee amendment was adopted.

The bill was then ordered engrossed.

On motion of Senator Wayland, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Beaty.	Odell.
Davidson of	Paulus.
DeWitt.	Potter.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	

Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Bill was read third time, and passed by the following vote:

Yeas—21.

Beaty.	Harris of Bexar.
Davidson of	James.
DeWitt.	Johnson.
Davidson of	Lipscomb.
Galveston.	Lloyd.

Miller.  
Neal.  
Odell.  
Paulus.  
Potter.  
Stafford.  
Staples.

Swann.  
Turner.  
Turney.  
Wayland.  
Wheeler.  
Wilson.

Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

Senator Wayland moved to reconsider the vote by which the bill was passed and lay that motion on the table.

Motion to table prevailed.

#### SENATE BILL NO. 13—RESET.

On motion of Senator Harris of Bexar, Senate bill No. 13, A bill to be entitled "An Act to define the character and quality of possession of real property which is sufficient to operate as constructive notice of the possessor's right or title thereto,"

Which had previously been made a special order for Friday, March 1st, was reset as a special order for Tuesday, March 5, after conclusion of morning call.

#### SENATE BILL NO. 189—ON THIRD READING.

On motion of Senator Lloyd, the pending business (Senate bill No. 65) was suspended and the Senate took up, out of its regular order,

Senate bill No. 189, A bill to be entitled "An Act to amend Article 2958 (2842), Title LV, Chapter 1, Revised Civil Statutes, 1895, of the State of Texas, relating to marriage licenses."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its third reading.

Bill was read third time, and

Senator Potter offered the following amendment:

"Amend by adding at end of Section 1 the following: 'Upon the application of either of the parties to such marriage contract.'"

Amendment was read, and adopted.

Senator Davidson of Galveston moved to reconsider the vote by which the foregoing amendment was adopted, and

The motion to reconsider prevailed by the following vote:

## Yeas—16.

Beaty.	Neal.
Davidson of	Stafford.
Galveston.	Staples.
Harris of Bexar.	Swann.
James.	Turner.
Johnson.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wilson.
Miller.	

## Nays—5.

Davidson of	Paulus.
DeWitt.	Potter.
Odell.	Wheeler.

## Absent.

Dibrell.	McGee.
Goss.	Sebastian.
Harris of Hunt.	Yett.

## Absent—Excused.

Grinnan.	Patterson.
Hanger.	Savage.

## SECOND HOUSE MESSAGE.

The following second House message was delivered to the Senate:

Hall of the House of Representatives,  
Austin, Texas, February 28, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 9, A bill to be entitled "An Act to amend Subdivision 56, of Article 642, of Chapter 130, of the Acts of the Regular Session of the Twenty-fifth Legislature, entitled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas, relating to corporations.'"

Also Senate bill No. 68, A bill to be entitled "An Act authorizing the State Treasurer when money is remaining in the State treasury to the credit of any county, city or town after the obligations for which such money was placed in the treasury have been fully paid off to return such money to the county, city or town to which it belongs."

Also that the House has concurred in Senate amendments to House bill No. 414.

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

## RECESS.

Pending action on the amendment of Senator Potter to Senate bill No. 189, the Senate, at 12:30 o'clock p. m., on motion of Senator Wilson, recessed until 3 o'clock p. m.

## AFTER RECESS.

Action recurring on the amendment offered by Senator Potter to Senate bill No. 189 (see morning session report), the same was withdrawn.

Senator Lloyd moved to reconsider the vote by which the Senate on yesterday engrossed the bill.

Motion to reconsider prevailed, and

Senator Lloyd made a further motion to reconsider the vote by which the following amendment offered by Senator Davidson of Galveston was adopted:

"Amend by adding after the word 'shall,' in line 16, the following: 'Be his duty to forthwith return same to the contracting parties.'"

Motion to reconsider prevailed, and

Senator Davidson of Galveston withdrew the same.

Senator Wilson offered the following amendment:

"Amend by substituting for the word 'it,' in the printed bill, in line 16, the following: 'A certified copy.'"

Amendment was read, and lost.

## COMMITTEE REPORTS.

The following privileged committee reports were made to the Senate:

Committee Room,

Austin, Texas, February 28, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 33, being a bill to be entitled "An Act to amend Article 155, Title VI, Chapter 1, of the Penal Code of the State of Texas, relating to elections,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,

Austin, Texas, February 28, 1901.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 120, being a bill to be entitled "An Act to fix the fees of clerks of the county court for filing and registering chattel mortgages and for entering satisfaction of same, and to repeal all laws and parts of laws in conflict therewith,"

And find the same correctly engrossed.

BEATY, Chairman.

Committee Room,  
Austin, Texas, February 28, 1901.  
*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 117, being a bill to be entitled "An Act to provide for the punishment of any one guilty of kidnaping or carrying away any child or other person,"

And find the same correctly engrossed.  
BEATY, Chairman.

#### SIMPLE RESOLUTIONS.

Senator Wilson offered the following resolution:

Resolved, That the committee appointed by the President Pro Tem. of the Sen-

ate to visit the Sam Houston Normal Institute, the A. and M. College, the Prairie View Normal School and the State Orphan Home shall be furnished a committee clerk to accompany said committee and that the actual expenses of said committee clerk shall be paid out of the appropriation of the contingent expenses of the Legislature.

Resolution was read second time, and adopted.

Senator Harris of Bexar offered the following resolution:

Be it resolved by the Senate, That for the convenience of the members of the Senate in considering the matter of re-districting the State, the accompanying statement of the population of Texas—by counties—be and the same is hereby ordered printed in the Journal.

Resolution was read second time, and adopted.

## POPULATION OF TEXAS BY COUNTIES.

Census Report for the Past Fifty Years, Showing Number of Inhabitants at Each Decade and the Increase and Percentage for the Past Ten Years.

Counties.	Population of Texas by Counties— 1850 to 1900.						Increase 1890 to 1900.	
	1900.	1890.	1880.	1870.	1860.	1850.	No.	Per cent.
Anderson.....	28,015	20,923	17,395	9,229	10,398	2,884	7,092	33.9
Andrews.....	87	24					63	262.5
Angelina.....	13,481	6,306	5,239	3,985	4,271	1,165	7,175	113.8
Aransas (30).....	1,716	1,824	996				108	15.9
Archer.....	2,508	2,101	596				407	19.4
Armstrong.....	1,205	944	31				261	
Atascosa.....	7,143	6,459	4,217	2,915	1,578		648	10.6
Austin.....	20,676	17,859	14,429	13,087	10,139	3,841	2,817	15.8
Bailey.....	4						4	
Bandera.....	5,332	3,795	2,158	649	399		1,537	40.5
Bastrop.....	26,845	20,736	17,215	12,290	7,006	3,099	6,109	29.5
Baylor.....	3,052	2,595	715				457	17.6
Bee.....	7,720	3,720	2,298	1,082	910		4,000	107.5
Bell.....	45,535	33,377	20,518	9,771	4,799		12,158	36.4
Bexar.....	69,422	49,266	30,470	16,043	14,454	6,052	20,156	40.9
Bexar district (1).....				1,077				
Blanco.....	4,703	4,649	3,583	1,187	1,281		54	1.2
Borden.....	776	222	35				554	249.5
Bosque.....	17,390	14,224	11,217	4,981	2,005		3,166	22.3
Bowie.....	26,676	20,267	10,965	4,684	5,052	2,912	6,409	31.6
Brazoria.....	14,861	11,506	9,774	7,527	7,143	4,841	3,355	29.2
Brazos.....	18,859	16,650	13,576	9,205	2,776	614	2,209	13.3
Brewster (2).....	2,356	710					1,646	231.8
Briscoe.....	1,253	(3)	12				1,253	
Brown (4).....	16,019	11,421	8,414	544	244		4,598	40.3
Buchel (2) (31).....		298					298	
Burleson.....	18,367	13,001	9,243	8,072	5,683	1,713	5,366	41.3
Burnet (30).....	10,258	10,747	6,855	3,688	2,487		219	2.0
Caldwell.....	21,765	15,769	11,757	6,572	4,481	1,329	5,996	38.0
Calhoun.....	2,395	815	1,739	3,443	2,642	1,110	1,580	193.9
Callahan.....	8,768	5,457	3,453				3,311	60.7
Cameron (5).....	16,095	14,424	14,959	10,999	6,028	8,541	1,671	11.6
Camp.....	9,146	6,624	5,931				2,522	38.1
Carson.....	469	356					113	31.7
Cass (6).....	22,841	22,554	16,724	8,875	8,411	4,991	287	1.3
Castro.....	400	9					391	4,344.4
Chambers.....	3,046	2,241	2,187	1,503	1,508		805	35.9
Cherokee.....	25,154	22,975	16,723	11,079	12,098	6,673	2,179	9.5
Childress.....	2,138	1,175	25				963	82.0
Clay.....	9,231	7,503	5,045	(3)	109		1,728	23.0
Cochran.....	25						25	
Coke (7).....	3,430	2,059					1,371	66.6
Coleman.....	10,077	6,112	3,603	347			3,965	64.9
Collin.....	50,087	36,736	25,983	14,013	9,264	1,950	13,351	36.2
Collingsworth.....	1,233	357	6				876	245.4
Colorado.....	22,203	19,512	16,673	8,326	7,885	2,257	2,691	13.8
Comal.....	7,008	6,398	5,546	5,283	4,030	1,723	610	9.5
Comanche (4).....	23,009	15,608	8,608	1,001	709		7,401	47.4
Concho.....	1,427	1,065	800				362	34.0
Cooke.....	27,494	24,696	20,391	5,315	3,760	220	2,796	11.3
Coryell.....	21,308	16,873	10,924	4,124	2,666		4,435	26.3
Cottle.....	1,002	240	24				762	317.5
Crane (8).....	51	15					36	240.0
Crockett (9).....	1,591	194	127				1,397	720.1
Crosby.....	788	346	82				442	127.7
Dallam.....	146	112					34	30.4
Dallas.....	82,726	67,042	33,488	13,314	8,665	2,743	15,684	23.4
Dawson (10).....					281			
Dawson.....	37	29	24				8	27.6
Deaf Smith.....	843	179	38				664	370.9
Delta.....	14,249	9,117	5,597				6,132	67.3
Denton.....	28,318	21,289	18,143	7,251	5,031	641	7,029	33.0
De Witt.....	21,311	14,307	10,082	6,443	5,108	1,716	7,004	49.0
Dickens.....	1,151	295	28				856	290.2
Dimmit.....	1,106	1,049	665	109			57	5.4
Donley.....	2,756	1,056	160				1,700	161.0
Duval.....	8,483	7,598	5,732	1,083			885	11.6
Eastland.....	17,971	10,373	4,855	88	99		7,598	73.2
Ector (8).....	381	224					157	70.1
Edwards.....	3,108	1,970	266				1,138	57.8
Ellis.....	50,059	31,774	21,294	7,514	5,246	989	18,285	57.5
El Paso.....	24,886	15,678	3,845	3,671	4,051		9,208	58.7
Encinal (11).....		2,744	1,902	427	43		2,744	

## POPULATION OF TEXAS BY COUNTIES—continued.

Census Report for the Past Fifty Years, Showing Number of Inhabitants at Each Decade and the Increase and Percentage for the Past Ten Years.

Counties.	Population of Texas by Counties-- 1850 to 1900.						Increase 1890 to 1900.	
	1900.	1890.	1880.	1870.	1860.	1850.	No.	Per cent.
Erath (32) .....	29,966	21,594	11,796	1,801	2,425	.....	8,372	38.8
Falls.....	33,342	20,706	16,240	9,851	3,614	.....	12,636	61.0
Fannin.....	51,793	38,709	25,501	13,207	9,217	3,788	13,084	33.8
Fayette.....	36,542	31,481	27,996	16,866	11,604	3,756	5,061	16.1
Fisher.....	3,708	2,996	136	.....	.....	.....	712	23.8
Floyd.....	2,020	529	3	.....	.....	.....	1,491	281.9
Foard (12) .....	1,568	.....	.....	.....	.....	.....	1,568	.....
Foley (2) (31) .....	.....	25	.....	.....	.....	.....	25	.....
Fort Bend.....	16,533	10,586	9,380	7,114	6,143	2,533	5,952	56.2
Franklin.....	8,674	6,481	5,280	.....	.....	.....	2,193	33.8
Freestone.....	18,910	15,987	14,921	8,139	6,881	.....	2,923	18.3
Frio.....	4,200	3,112	2,130	309	42	.....	1,088	35.0
Gaines (30) .....	55	68	8	.....	.....	.....	13	19.1
Galveston.....	44,116	31,476	24,121	15,290	8,229	4,529	12,640	40.2
Garza.....	185	14	36	.....	.....	.....	171	1,221.4
Gillespie.....	8,229	7,056	5,228	3,566	2,736	1,240	1,173	16.6
Glasscock (8) .....	286	208	.....	.....	.....	.....	78	37.5
Goliad.....	8,310	5,910	5,332	3,628	3,384	648	2,400	40.6
Gonzales.....	28,882	18,016	14,840	8,951	8,059	1,492	10,866	60.3
Gray.....	480	203	56	.....	.....	.....	277	136.5
Grayson.....	63,661	52,211	38,108	14,387	8,184	2,008	10,450	19.6
Gregg.....	12,343	9,402	8,530	.....	.....	.....	2,941	31.3
Grimes.....	26,106	21,312	18,603	13,218	10,307	4,008	4,794	22.5
Guadalupe.....	21,385	15,217	12,302	7,282	5,444	1,511	6,168	40.5
Hale.....	1,680	721	.....	.....	.....	.....	959	133.0
Hall.....	1,670	703	36	.....	.....	.....	967	137.6
Hamilton (4) .....	13,520	9,313	6,365	733	489	.....	4,207	45.2
Hansford.....	167	133	18	.....	.....	.....	34	25.6
Hardeman (12) (30) .....	3,634	3,904	50	.....	.....	.....	270	6.9
Hardin.....	5,049	3,956	1,870	1,460	1,353	.....	1,093	27.6
Harris.....	63,786	37,249	27,935	17,375	9,070	4,668	26,537	71.2
Harrison.....	31,878	26,721	25,177	13,241	15,001	11,822	5,157	19.3
Hartley.....	377	252	100	.....	.....	.....	125	49.6
Haskell.....	2,637	1,665	48	.....	.....	.....	972	58.4
Hays.....	14,142	11,352	7,555	4,088	2,126	387	2,790	24.6
Hemphill.....	815	519	149	.....	.....	.....	296	57.0
Henderson.....	19,970	12,285	9,735	6,786	4,595	1,237	7,685	62.6
Hidalgo.....	6,837	6,534	4,347	2,387	1,192	.....	303	4.6
Hill.....	41,355	27,583	16,554	7,453	3,653	.....	13,772	49.3
Hockley.....	44	.....	.....	.....	.....	.....	44	.....
Hood.....	9,146	7,614	6,125	2,585	.....	.....	1,532	20.1
Hopkins.....	27,950	20,572	15,461	12,651	7,745	2,623	7,378	35.9
Houston.....	25,452	19,360	16,702	8,147	8,058	2,721	6,092	31.5
Howard.....	2,528	1,210	50	.....	.....	.....	1,318	108.9
Hunt.....	47,295	31,885	17,230	10,291	6,630	1,520	15,410	45.3
Hutchinson.....	303	58	50	.....	.....	.....	245	422.4
Irion (7) (30) .....	848	870	.....	.....	.....	.....	22	2.5
Jack.....	10,224	9,740	6,626	694	1,000	.....	484	5.0
Jackson.....	6,094	3,281	2,723	2,278	2,612	996	2,813	85.7
Jasper.....	7,138	5,592	5,779	4,218	4,037	1,767	1,546	27.6
Jeff Davis (13) (30) .....	1,150	1,394	.....	.....	.....	.....	244	17.5
Jefferson.....	14,239	5,857	3,489	1,906	1,995	1,830	8,382	143.1
Johnson.....	33,819	22,313	17,911	4,923	4,305	.....	11,506	51.6
Jones.....	7,053	3,797	546	.....	.....	.....	3,256	85.8
Karnes.....	8,681	3,637	3,270	1,705	2,171	.....	5,044	138.7
Kaufman.....	33,376	21,598	15,448	6,895	3,936	1,047	11,778	54.5
Kendall.....	4,103	3,826	2,763	1,536	.....	.....	277	7.2
Kent.....	899	324	92	.....	.....	.....	575	177.5
Kerr.....	4,980	4,462	2,168	1,042	634	.....	518	11.6
Kimble.....	2,503	2,243	1,343	72	.....	.....	260	11.6
King.....	490	113	40	.....	.....	.....	317	183.2
Kinney.....	2,447	3,781	4,487	1,204	61	.....	1,334	35.3
Knox (12) .....	2,322	1,134	77	.....	.....	.....	1,138	104.8
Lamar.....	48,627	37,302	27,193	15,790	10,136	3,978	11,325	30.4
Lamb.....	31	4	.....	.....	.....	.....	27	675.0
Lampasas (4) .....	8,625	7,584	5,241	1,344	1,028	.....	1,041	13.7
La Salle.....	2,303	2,139	789	69	.....	.....	164	7.7
Lavaca.....	28,121	21,887	13,641	9,168	5,945	1,571	6,234	28.5
Lee.....	14,595	11,952	8,937	.....	.....	.....	2,643	22.1
Leon.....	18,072	13,841	12,817	6,523	6,781	1,946	4,231	30.6
Liberty.....	8,102	4,230	4,999	4,414	3,189	2,522	3,872	91.5
Limestone.....	32,573	21,678	16,246	8,591	4,537	2,608	10,895	50.4
Lipscomb.....	790	632	69	.....	.....	.....	158	25.0

## POPULATION OF TEXAS BY COUNTIES—continued.

Census Report for the Past Fifty Years, Showing Number of Inhabitants at Each Decade and the Increase and Percentage for the Past Ten Years.

Counties.	Population of Texas by Counties— 1850 to 1900.						Increase 1890 to 1900.	
	1900.	1890.	1880.	1870.	1860.	1850.	No.	Per cent.
Live Oak.....	2,268	2,055	1,994	852	593		213	10.4
Llano.....	7,301	6,772	4,962	1,379	1,101		529	7.8
Loving (8).....	33	3					30	1,000.0
Lubbock.....	293	33	25				260	787.9
Lynn.....	17	24	9				7	29.2
McCulloch.....	3,960	3,217	1,533	173			743	23.1
McLennan.....	59,772	39,204	26,934	13,500	6,206		20,568	52.5
McMullen.....	1,024	1,038	701	230			14	1.3
Madison.....	10,432	8,512	5,395	4,061	2,238		1,920	22.6
Marion.....	10,754	10,862	10,983	8,562	3,977		108	10.0
Martin.....	332	264	12				68	25.8
Mason.....	5,573	5,180	2,655	678	630		393	7.6
Matagorda.....	6,097	3,985	3,940	3,377	3,454	2,124	2,112	53.0
Maverick.....	4,066	3,698	2,967	1,951	726		368	1.0
Medina.....	7,783	5,730	4,492	2,078	1,838	909	2,053	35.8
Menard.....	2,011	1,215	1,239	667			796	65.5
Midland (15).....	1,741	1,033					708	68.5
Milam.....	39,666	24,773	18,659	8,984	5,175	2,907	14,893	60.1
Mills (16).....	7,851	5,493					2,358	42.9
Mitchell.....	2,855	2,059	117				796	33.7
Montague.....	24,800	18,863	11,257	890	849		5,937	31.5
Montgomery.....	17,067	11,765	10,154	6,483	5,479	2,384	5,302	45.1
Moore.....	209	15					194	1,293.3
Morris.....	8,220	6,580	5,032				1,640	24.9
Motley.....	1,257	139	24				1,118	804.3
Nacogdoches.....	24,663	15,984	11,590	9,614	8,292	5,193	8,679	54.3
Navarro.....	43,374	26,373	21,702	8,879	5,996	2,190	17,001	64.5
Newton.....	7,282	4,650	4,359	2,187	3,119	1,689	2,632	56.6
Nolan.....	2,611	1,573	640				1,038	66.0
Nueces.....	10,439	8,093	7,673	3,975	2,906	698	2,346	29.0
Ochiltree.....	267	198					69	34.8
Oldham.....	349	270	287				79	29.3
Orange.....	5,905	4,770	2,938	1,255	1,916		1,135	23.8
Palo Pinto.....	12,291	8,320	5,885	(17)	1,524		3,971	47.7
Panola.....	21,404	14,328	12,219	10,119	8,475	3,871	7,076	49.4
Parker.....	25,823	21,682	15,870	4,186	4,213		4,141	19.1
Parmer.....	34	7					27	385.7
Pecos (18).....	2,360	1,326	1,807				1,034	73.0
Polk.....	14,447	10,332	7,189	8,707	8,300	2,348	4,115	39.8
Potter.....	1,820	849	28				971	114.4
Presidio (19).....	3,673	1,698	2,873	1,636	580		1,975	116.3
Rains.....	6,127	3,909	3,035				2,218	56.7
Randall.....	963	187	3				776	415.0
Red River.....	29,893	21,452	17,194	10,653	8,535	3,906	8,441	39.3
Reeves (20).....	1,847	1,247					600	48.1
Refugio.....	1,641	1,239	1,585	2,324	1,600	288	402	32.4
Roberts.....	620	326	32				294	90.2
Robertson.....	31,480	26,506	22,283	9,990	4,997	934	4,974	18.8
Rockwall.....	8,531	5,972	2,984				2,559	42.8
Runnels.....	5,379	3,193	980				2,186	68.5
Rusk.....	26,099	18,559	18,986	16,916	15,803	8,148	7,340	40.6
Sabine.....	6,394	4,969	4,161	3,256	2,750	2,498	1,425	28.7
San Augustine.....	8,434	6,688	5,084	4,196	4,094	3,648	1,746	26.1
San Jacinto.....	10,277	7,360	6,186				2,917	39.6
San Patricio.....	2,372	1,312	1,010	602	620	200	1,060	80.8
San Saba.....	7,569	6,641	5,321	1,425	913		928	14.0
Schleicher (21).....	515	155					360	232.8
Scurry.....	4,158	1,415	102				2,743	193.9
Shackelford.....	2,461	2,012	2,037	455	44		449	22.8
Shelby.....	20,452	14,365	9,523	5,732	5,362	4,239	6,087	42.4
Sherman.....	104	34					70	205.9
Smith.....	37,370	28,324	21,863	16,532	13,392	4,292	9,046	31.5
Somervell.....	3,498	3,419	2,649				79	2.3
Starr.....	11,469	10,749	8,304	4,154	2,406	(22)	720	6.7
Stephens (23).....	6,466	4,926	4,725	330	230		1,127	
Sterling (24).....	1,127						1,127	
Stonewall.....	2,183	1,024	104				1,159	113.2
Sutton (21).....	1,727	658					1,063	162.5
Swisher.....	1,227	100	4				1,127	1,127.0
Tarrant.....	52,376	41,142	24,671	5,788	6,020	664	11,234	27.3
Taylor.....	10,499	6,957	1,736				3,542	50.9
Terry.....	48	21					27	128.6
Throckmorton.....	1,750	902	711	(25)	124		848	94.0

## POPULATION OF TEXAS BY COUNTIES—continued.

Census Report for the Past Fifty Years, Showing Number of Inhabitants at Each Decade and the Increase and Percentage for the Past Ten Years.

Counties.	Population of Texas by Counties— 1850 to 1900.						Increase 1890 to 1900.	
	1900.	1890.	1880.	1870.	1860.	1850.	No.	Per cent.
Titus .....	12,292	8,190	5,959	11,339	9,648	3,636	4,102	50.1
Tom Green (26) .....	6,804	5,152	3,615	.....	.....	.....	1,652	32.1
Travis .....	47,386	36,322	27,028	13,153	8,080	3,138	11,064	30.5
Trinity .....	10,976	7,648	4,915	4,141	4,392	.....	3,328	43.5
Tyler .....	11,899	10,877	5,825	5,010	4,525	1,894	1,022	9.4
Upshur .....	16,266	12,695	10,266	12,039	10,645	3,394	3,571	28.1
Upton (30) .....	48	52	.....	.....	.....	.....	4	7.7
Uvalde .....	4,647	3,804	2,541	851	506	.....	843	22.2
Val Verde (28) .....	5,263	2,874	.....	.....	.....	.....	2,389	83.1
Van Zandt .....	25,481	16,225	12,619	6,494	3,777	1,348	9,256	57.0
Victoria .....	13,678	8,737	6,289	4,860	4,171	2,019	4,941	56.6
Walker .....	15,813	12,874	12,024	9,776	8,191	3,964	2,939	22.8
Waller .....	14,246	10,888	9,024	.....	.....	.....	3,358	30.8
Ward (24) .....	1,451	77	.....	.....	.....	.....	1,374	1,784.4
Washington .....	32,931	29,161	27,565	23,104	15,215	5,983	3,770	12.9
Webb (29) .....	21,851	14,842	5,273	2,615	1,397	(8)	7,009	47.2
Wharton .....	16,942	7,584	4,549	3,426	3,380	1,752	9,358	123.4
Wheeler (30) .....	636	778	512	.....	.....	.....	142	18.3
Wichita .....	5,806	4,831	433	.....	.....	.....	975	20.2
Wilbarger (30) .....	5,759	7,092	126	.....	.....	.....	1,333	18.8
Williamson .....	38,072	25,909	15,155	6,368	4,529	1,568	.....	.....
Wilson .....	13,961	10,655	7,118	2,556	.....	.....	3,306	31.0
Winkler (27) .....	60	18	.....	.....	.....	.....	42	233.3
Wise .....	27,116	24,134	16,601	1,450	3,160	.....	2,982	12.4
Wood .....	21,048	13,932	11,212	6,894	4,968	.....	7,116	51.1
Yoakum .....	26	4	.....	.....	.....	.....	22	550.0
Young .....	6,540	5,049	4,726	135	592	.....	1,491	29.5
Zapata .....	4,760	3,562	3,636	1,488	1,248	.....	1,198	33.6
Zavala (30) .....	792	1,097	410	122	26	.....	305	27.8
The State.....	3,048,710	2,235,523	1,591,749	818,579	604,215	212,592	813,187	36.4

1. Divided into numerous counties in 1876.

2. Brewster, Buchel and Foley organized from parts of Presidio in 1887; Buchel and Foley annexed to Brewster in 1897.

3. No returns.

4. Part taken to form part of Mills in 1887.

5. Cameron, Starr and Webb reported together and credited to Cameron in 1850.

6. Name changed to Davis in 1862; changed back to Cass in 1871.

7. Organized from part of Tom Green in 1889.

8. Organized from part of Tom Green in 1887.

9. Parts taken to form Schleicher and Sutton in 1887 and part of Val Verde in 1885.

10. No records by which to account for its disappearance.

11. Annexed to Webb in 1899.

12. Foard organized from parts of Hardeman and Knox in 1891.

13. Organized from part of Presidio in 1887.

14. Part taken to form part of Val Verde in 1885.

15. Organized from part of Tom Green in 1885.

16. Organized from parts of Brown, Comanche, Hamilton and Lampasas in 1887.

17. Not separately returned.

18. Parts taken to form Reeves in 1883 and part of Val Verde in 1885.

19. Parts taken to form Brewster, Buchel, Foley and Jeff Davis in 1887.

20. Organized from part of Pecos in 1883.

21. Organized from part of Crockett in 1887.

22. Cameron, Starr and Webb reported together and credited to Cameron in 1850.

23. Name changed from Buchanan in 1862.

24. Organized from part of Tom Green in 1891.

25. No returns.

26. Parts taken to form Midland in 1885; Crane, Ector, Glasscock, Loving, Upton, Ward and Winkler in 1887; Coke and Irion in 1889, and Sterling in 1891.

27. Organized from part of Tom Green in 1887.

28. Organized from parts of Crockett, Kinney and Pecos in 1885.

- 29. Encinal annexed in 1889.
- 30. Decrease.
- 31. Decrease; county abolished in 1897.
- 32. Decrease; county abolished in 1899.

The following territorial changes in the counties of Texas have been made since 1890: Foard organized from parts of Hardeman and Knox in 1891; Sterling organized from part of Tom Green in 1891; Buchel and Foley annexed to Brewster in 1897, and Encinal annexed to Webb in 1899.

Of the 243 counties in the State all but fourteen have increased in population during the decade. The largest percentages of increase occur in the sparsely settled counties, some of which have acquired nearly all the population they now have during the last ten years, and in such cases the percentages of gain lose significance. Many of the more thickly populated counties show large numerical gains, twenty-three of these having increased more than 10,000 each.

The fourteen counties which show a decrease in population are Aransas, Burnet, Gaines, Hardeman, Irion, Jeff Davis, Kinney, Lynn, McMullen, Marion, Upton, Wheeler, Wilbarger and Zavala.

#### RECESS.

Pending action on engrossment of Senate bill No. 189, the Senate, at 3:40 o'clock p. m., on motion of Senator James, recessed until 10 o'clock a. m.

#### AFTER RECESS.

After recess the Senate proceeded with the consideration of pending business (Senate bill No. 189), question being on its passage to engrossment.

#### SENATE BILL NO. 189—MADE SPECIAL ORDER FOR WEDNESDAY, MARCH 6.

On motion of Senator Patterson, pending business (Senate bill No. 189) was postponed until Wednesday, March 6, and made special order after conclusion of morning call.

#### SENATE BILLS NOS. 9 and 68—SIGNED.

The Chair (President Pro Tem. Miller) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate bill No. 9, "An Act to amend Subdivision 56, of Article 642, of Chapter 130, of the Acts of the Regular Session of the Twenty-fifth Legislature, en-

titled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas, relating to corporations.'

And Senate bill No. 68, "An Act authorizing the State Treasurer, when money is remaining in the State treasury to the credit of any county, city or town after the obligations for which such money was placed in the treasury have been fully paid off, to return such money to the county, city or town to which it belongs."

#### SENATE BILL NO. 96—ON SECOND READING.

On motion of Senator Wilson, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 69, A bill to be entitled "An Act to amend an Act passed by the Twenty-fifth Legislature entitled 'An Act to amend Article 976, Chapter 8, Title XXVII, of the Revised Civil Statutes of the State of Texas, relating to the payment of costs and returning mandates in the Supreme Court,' by adding thereto Article 976a, regulating the time in which mandates may be taken out of the Supreme Court."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading, with the following committee amendment:

"Amend Article 976a by adding to said article the following: 'The provisions of this act shall only apply to cases which are by the Supreme Court reversed and remanded, and if any cause is reversed and remanded by said Supreme Court, and the mandate is not taken out within twelve months, as heretofore provided, then upon the filing in the court below of a certificate of the clerk of the Supreme Court that no mandate has been taken out the case shall be dismissed from the docket of said lower court.'"

Bill was read second time, and the foregoing committee amendment was read, and adopted.

The bill as amended was then ordered engrossed.

#### SENATE BILL NO. 84—ON SECOND READING.

On motion of Senator Turner, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 84, A bill to be entitled "An Act to provide for the purchase of public lands in quantities of five acres or less, situated on islands, by actual set-